



03500.018013

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: )  
YUICHI SEKI, et al. )  
: Group Art Unit: 2861  
Application No.: 10/789,997 )  
: )  
Filed: March 2, 2004 )  
: )  
For: FREQUENCY MODULATION )  
: )  
APPARATUS AND )  
: )  
FREQUENCY MODULATION )  
: )  
METHOD : November 8, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.56, Applicants respectfully direct the Examiner's attention to the documents listed below and on the enclosed Form PTO-1449. A copy of each non-U.S. patent document so listed is enclosed. Copies of U.S. patent documents are not enclosed, pursuant to 37 C.F.R. § 1.98(a) as revised September, 2004 and pursuant to the waiver published at 1287 OG 163 (October, 2004).

U.S. Patent 5,933,184  
Europe 1,130,538

These documents were cited during prosecution of a European patent application corresponding to the above U.S. application. A copy of the European Search Report, which is dated August 19, 2005, is enclosed. In view of this date, it is hereby

certified under 37 C.F.R. § 1.97(e) that each document in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement. Moreover, inasmuch as this application has not yet received a first Office Action on the merits, it is believed that this Information Disclosure Statement is timely. See 37 C.F.R. § 1.97(b)(3).

U.S. Patent 5,822,105, which was also cited in the Search Report has already been cited in the Information Disclosure Statement dated March 29, 2004.

The Examiner is urged to study this information in its entirety and to form an independent determination of the materiality of the information to the claimed invention. Additionally, the Examiner is requested to indicate that this information has been considered by initialling the appropriate portion of Form PTO-1449.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael K. O'Neill", is written over a horizontal line.

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